

EXHIBIT 132

**Excerpts of Deposition of
Lorenzo J. Fertitta
(Redacted)**

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

Cung Le, Nathan Quarry, Jon)
Fitch, on behalf of)
themselves and all others)
similarly situated,)
)
 Plaintiffs,)
)
v.) Lead Case No.
) 2:15-cv-01045-RFB-(PAL)
Zuffa, LLC, d/b/a Ultimate)
Fighting Championship and)
UFC,)
)
 Defendant.)
_____)

C O N F I D E N T I A L

VIDEOTAPED DEPOSITION OF LORENZO J. FERTITTA

Las Vegas, Nevada

March 23, 2017

9:09 a.m.

REPORTED BY:
CYNTHIA K. DuRIVAGE, CSR #451
JOB NO. 49608

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<p style="text-align: right;">162</p> <p>[REDACTED]</p> <p>6 Q. Okay. And then, does Zuffa, say, from 2009 7 to August of 2016, did it from time to time renew 8 contracts with fighters?</p> <p>9 A. Yes.</p> <p>10 Q. And can you think of any instances where a 11 fighter completed the term of his or her contract; 12 that is, the time period or the number of fights were 13 completed as specified in the contract?</p> <p>14 A. Yes.</p> <p>15 Q. And how many of those are there that you 16 can think of?</p> <p>17 A. There's quite a bit. I can specifically 18 remember some examples for you.</p> <p>19 Alistar Overeem being one. I believe 20 Gilbert Melendez was one. Benson Henderson is 21 another.</p> <p>22 Q. With respect to those fighters that did not 23 complete the full term of their contract, like the 24 three that you've identified thus far, would Zuffa 25 generally seek to renew a contract before the term</p>	<p style="text-align: right;">164</p> <p>1 And, you know, certainly, if it was a 2 fighter that we were interested in going forward and 3 wanting to have them fight for us, we would be 4 willing to sit down with them and offer a new set of 5 terms for a new contract.</p> <p>6 Q. With respect to the three fighters that you 7 referred to, Overeem, Melendez, and Henderson, whom 8 you believe completed their contracts, were the 9 contracts that you were referring to with Zuffa or 10 some other organization that Zuffa acquired?</p> <p>11 A. So with Alistar Overeem, I believe it was a 12 Zuffa contract. With Benson Henderson, it was a 13 Zuffa contract.</p> <p>14 I can't remember if Gilbert Melendez was 15 fighting under a Forza contract, a Zuffa contract, or 16 a Strikeforce contract.</p> <p>17 You know, there's also others. You know, 18 Phil Davis, I know, completed his -- fought out his 19 UFC contract. So it happened. And that's obviously 20 up to the fighter. I mean, it's their decision.</p> <p>21 Q. I'm sorry. What's their decision?</p> <p>22 A. Whether or not to finish out their 23 contract.</p> <p>24 Q. Well, it could -- that decision could 25 depend on any number of factors, such as them getting</p>
<p style="text-align: right;">163</p> <p>1 expired?</p> <p>2 MR. ISAACSON: Objection. I thought he 3 named people who did, that did complete the term.</p> <p>4 MR. DELL'ANGELO: He said with the 5 exception of the three that he had --</p> <p>6 MR. ISAACSON: He said --</p> <p>7 MR. DELL'ANGELO: I'll withdraw the 8 question.</p> <p>9 MR. ISAACSON: No, he said with respect --</p> <p>10 MR. DELL'ANGELO: I'll withdraw the 11 question and restate it. Thank you.</p> <p>12 BY MR. DELL'ANGELO:</p> <p>13 Q. So with the exception of the three 14 individuals whom you've identified, Mr. Melendez, 15 Mr. Henderson, and Mr. Overeem, did Zuffa generally 16 seek to renew fighters' contracts before the term was 17 completed?</p> <p>18 A. Yes.</p> <p>[REDACTED]</p>	<p style="text-align: right;">165</p> <p>1 another bout, correct, meaning -- that is, meaning 2 that the fighter may be asked to extend the contract 3 before he or she is provided with a bout or a bout 4 agreement under the existing contract, correct?</p> <p>5 MR. ISAACSON: Objection to form, vague.</p> <p>6 THE WITNESS: Well, no, that wouldn't be 7 the case. Otherwise, Alistar, Gilbert, Phil Davis, 8 Benson wouldn't have completed their contract.</p> <p>9 BY MR. DELL'ANGELO:</p> <p>10 Q. It wouldn't be the case with respect to 11 them, but what about with others whom Zuffa had 12 contracts with?</p> <p>13 A. No, that was not our general practice.</p> <p>14 Q. When you say, "general practice," what do 15 you mean?</p> <p>16 A. What I mean is that we were contracted for, 17 as we mentioned, a number of fights that also 18 included a number of fights over a term, over a time 19 period.</p> <p>20 It was our practice to not breach contracts 21 and live up to the contracts that we signed. That's 22 what I mean by that.</p> <p>23 Q. I see. I guess, though, with respect to 24 renewals, aren't we really talking about a different 25 thing; that is, the general practice that you've --</p>

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<p style="text-align: right;">166</p> <p>1 as you've used that term -- the general practice of 2 re-signing a fighter to a new contract before it 3 expires versus breaching a contract are really 4 different things, aren't they?</p> <p>5 MR. ISAACSON: Objection, form, 6 argumentative.</p> <p>7 THE WITNESS: Clearly, they are two 8 different things, yes.</p> <p>9 So our intention was not to breach 10 contracts, and yes, we did offer, many times, 11 fighters who were not done with their contract new 12 contracts. But also, many times, fighters approached 13 us and said they wanted a new contract before their 14 contract term was complete as well.</p> <p>15 BY MR. DELL'ANGELO:</p> <p>16 Q. Mr. Fertitta, I'm handing to the 17 reporter -- I'm going to cause to be handed to the 18 reporter what will be marked as Exhibit 24. 19 (Exhibit 24 was marked for 20 identification by the reporter.)</p> <p>21 BY MR. DELL'ANGELO:</p> <p>22 Q. So I will represent to you, Mr. Fertitta, 23 that Exhibit 24 is a series of text messages that 24 were produced by Zuffa's counsel in the litigation, and the exhibit begins at ZFL-1897652.</p>	<p style="text-align: right;">168</p> <p>1 Q. And he is somebody that you dealt with in 2 your capacity at Zuffa?</p> <p>3 A. Yes.</p> <p>4 Q. Do you recall that Mr. Attar represented a 5 fighter Mike Bisping?</p> <p>6 A. Yes, he does.</p> <p>7 Q. Okay. Did you have communications with 8 Mr. Attar regarding his representation of Mr. Bisping 9 in your capacity at Zuffa?</p> <p>10 A. Bisping was not one of the fighters that I 11 typically took the lead on. That was, for whatever 12 reason, more Dana. I dealt with Audie primarily 13 because he represented Conor McGregor. That was the 14 fighter that I dealt with primarily with Audie.</p> <p>15 I mean, I may have had conversations, I 16 probably did have some conversations with him at some 17 point about Michael Bisping, but Michael was one of 18 the fighters that had a better relationship with 19 Dana White.</p> <p>20 Q. Okay. Returning to page 21 174 of 178 on Exhibit 24, would you turn your 22 attention, please, to the fourth row from the bottom. 23 And you'll see in the front column, it 24 says, "Audie Attar," and then, the "To" reflects your phone number, the [REDACTED]?</p>
<p style="text-align: right;">167</p> <p>1 Would you just look at the second row of 2 the first column of the document, you'll see the text 3 in the box is plus [REDACTED].</p> <p>4 Do you see that?</p> <p>5 A. Yes.</p> <p>6 Q. Is that your telephone number?</p> <p>7 A. Yes.</p> <p>8 Q. And is that telephone number associated 9 with a device that you used to send and receive texts 10 in your capacity as an owner or executive at Zuffa?</p> <p>11 A. Yes.</p> <p>12 Q. So would you turn to page what is numbered 13 174 of the document, the control number is 14 ZFL-1897825.</p> <p>15 And can you tell me who Audie Attar is?</p> <p>16 A. I'm sorry, what was the page number?</p> <p>17 Q. It's page 174 of the document. The control 18 number is ZFL-1897825.</p> <p>19 MR. ISAACSON: 174 of 178.</p> <p>20 BY MR. DELL'ANGELO:</p> <p>21 Q. While you're doing that, that who is 22 Audie Attar?</p> <p>23 A. Audie Attar is a manager of mixed martial 24 arts fighters. And I think he manages some professional athletes in other sports, football.</p>	<p style="text-align: right;">169</p> <p>1 A. Yes.</p> <p>2 Q. Do you see that?</p> <p>3 A. Yes.</p> <p>4 Q. Okay. If you move over to the column 5 marked "Text" --</p> <p>6 A. Yes.</p> <p>7 Q. -- in the far right end of the page.</p> <p>8 A. Yes.</p> <p>9 Q. It says:</p> <p>10 "Hi Lorenzo. Joe Silva told me to 11 reach out to you and Dana regarding 12 Mike Bisping. He said [REDACTED] [REDACTED]</p> <p>13 [REDACTED]</p> <p>14 [REDACTED]</p> <p>15 Please let me know if 16 you're available to meet in the 17 coming weeks. I'd be happy to fly 18 in for the day if need be. Hope you 19 are well. Audie Attar."</p> <p>20 Do you see that?</p> <p>21 A. Yes.</p> <p>22 Q. Do you recall whether or not you met with 23 Mr. Attar regarding [REDACTED] 24 [REDACTED]?</p>

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